85-2004

Supreme Court, U.S.
FILED
JUN 17 1986
JOSEPH F. SPANIOL, JR.
CLERK

No. 85-5720 & 85-5907

In the Supreme Court

OF THE

United States

October Term, 1985

GELTMAN INDUSTRIES, INC.,
Petitioner,

VS.

THE TRUSTEES OF THE AMALGAMATED INSURANCE FUND,
Respondents.

SUPPLEMENTAL APPENDIX TO PETITION OF GELTMAN INDUSTRIES, INC. FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT.

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APPENDIX C

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

THE TRUSTEES OF THE AMALGAMATED INSURANCE FUND,

Petitioners,

VS.

GELTMAN INDUSTRIES, INC.,

Respondent.

THE TRUSTEES OF THE AMALGAMATED INSURANCE FUND,

Petitioners,

VS.

GELTMAN INDUSTRIES, INC.,

Respondent.

No. CV 84-2044-RMT Consolidated with
No. CV 85-269-RMT

ORDER CONFIRMING ARBITRATION AWARD

Entered: February 21, 1985 Filed: February 20, 1985

This matter has come before the court on the application by petitioners in Case No. CV 85-269 for confirmation of arbitration award and motion by respondent in Case No. CV 84-2044 to modify the supplemental arbitration decision. This court has considered the pleadings and other documents filed herein and has found that regardless of the standard of judicial review applied herein, this court agrees with the arbitrator's application of 29 U.S.C. § 1405(b) herein. Accordingly,

IT IS ORDERED that the application by petitioners in Case No. CV 85-269 for confirmation of arbitration award is granted, and the motion by respondent in Case No. CV 84-2044 to modify the supplemental arbitration decision is respectfully denied.

Dated: February 20, 1985.

/s/ Robert M. Takasugi
ROBERT M. TAKASUGI
United States District Judge

PROOF OF SERVICE BY MAIL

I am a citizen of the United States and a resident of the City and County of Los Angeles; I am over the age of eighteen years and not a party to the within action; my business address is: 1706 Maple Avenue, Los Angeles, California.

On June 12, 1986, I served the within Supplemental Appendix to Petition for Writ of Certiorari in re: "Geltman Industries, Inc. vs. The Trustees of the Amalgamated Insurance Fund" in the United States Supreme Court, October Term 1985, Nos. 85-5720 and 85-5907;

on the parties in said action, by placing 3 copies thereof enclosed in a sealed envelope with postage fully prepaid, in the United States post office mail box at Los Angeles, California, addressed as follows:

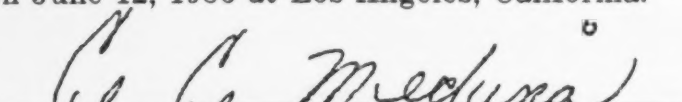
Ellen Greenstone, Esq.
Levy, Ansell & Goldman
611 South Shatto Place
Second Floor
Los Angeles, CA 90005

Peter Gould, Esq.
Louise E. Cayne, Esq.
Pension Benefit Guaranty Corp.
Legal Department
2020 K. Street, N.W.
Washington, D.C. 20006

All parties required to be served have been served.

I certify (or declare), under penalty of perjury, that the foregoing is true and correct.

Executed on June 12, 1986 at Los Angeles, California.



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